

TOLL RESELLER REGISTRATION INSTRUCTIONS

Please submit an Original *plus* 3 copies, along with a *self-addressed stamped envelope*.

In order to further the public interest, ensure the provision of reasonably-priced telecommunications services and to protect the public from unscrupulous trade practices, the Colorado Public Utilities Commission (Commission or PUC) shall have authority to regulate certain activities of toll (long distance) resellers. The Commission has authority pursuant to § 40-15-302.5 *Colorado Revised Statutes* (C.R.S.). This form is designed specifically to implement that statute.

I. INTRODUCTION

The statute requires all resellers of toll service that provide intrastate toll services in Colorado to register with the Commission. The major purpose of this legislation and registration is to minimize slamming (the unauthorized change of a customer's long distance provider) activity. The Commission has also implemented rules related to Toll Reseller obligations. These rules are located at 4 *Colorado Code of Regulations* (C.C.R.) 723-2-2110.

II. FILING REQUIREMENTS

A. Who must file

All toll resellers providing intrastate long distance telecommunications services within the state of Colorado must file a Colorado Toll Reseller Registration Form. For purposes of this form, toll resale includes provision of resold non-optional operator services; wide area telecommunications services (WATS) and WATS-like services; toll-free long distance service; 976, 900 service and other informational services; message telephone service (MTS or toll); resale of any intrastate long-distance service, and such other services as the Commission may by order designate from time to time as equivalent or similar to the services listed above.

Entities are subject to the Colorado Fixed Utility Fund Assessment if they offer regulated intrastate telecommunications services for a fee to the public, even if only a narrow or limited class of users could utilize the services. Included are entities that provide regulated intrastate telecommunications services to entities other than themselves for a fee on a private, contractual basis.

Entities that provide services only to themselves or to commonly owned affiliates need not register. Government entities that purchase telecommunications service in bulk on behalf of themselves, e.g. state networks provided to schools and libraries, are not required to register. Public safety and local governmental entities licensed under Subpart B of Part 90 of the Federal Communications Commission's ("FCC") rules are not required to register. However, even if an entity provides intrastate resold toll services exclusively to public safety or government entities and does not offer service to others, that entity still is required to register. State government entities that resell toll services, and/or provide toll services to users who are not state employees engaged in the performance of their official duties, shall register.

Each affiliate or subsidiary which is a separate entity legally, must file separately. Each affiliate or subsidiary should show the holding company name in Section 1.

Entities may not file Registration Forms on behalf of other entities or affiliates. Each legal entity that provides intrastate telecommunications service must file separately. Entities that have distinct articles of incorporation are separate legal entities.

The Registration Form *must* be filed within 30 days of the receipt of this form. Any changes to the information filed with the Commission, including name, address, company contacts, company representative and/or consultant, discontinuance of service, or **any** changes in previously filed information, requires the completion of an updated Toll Reseller Registration Form. The form must be submitted within 15 days of said changes to:

**Doug Dean, Director
Colorado Public Utilities Commission
1560 Broadway, Suite 250, Denver, CO 80202**

Any changes in administration and addresses for future filings will be announced by Commission Decision and will be available on the Colorado PUC web page (<http://www.dora.state.co.us/puc>). The Toll Reseller Registration Form and instructions are also available on the web page.

B. Annual Financial Reports, Colorado Fixed Utilities Fund Assessment, & High Cost Fund:

Toll Reseller companies are required to submit an Annual Financial Report by April 30th each year to report the preceding calendar year's revenues, and will be responsible for payment of the Colorado Fixed Utilities Fund Assessment as billed by the Colorado Department of Revenue.

Companies that discontinue providing service during the course of the year are *still required* to submit an Annual Report for the calendar year. The toll reseller is also responsible for providing information requested by the Colorado High Cost Support Mechanism Administrator and to pay any assessments or fees due or owed to the Commission.